

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Masanori TAKETSUGU  
Title: METHOD FOR CONTROLLING  
TRANSMISSION CAPACITY  
COMMUNICATION SYSTEM  
Appl. No.: Unassigned  
Filing Date: 06/12/2001  
Examiner: Unassigned  
Art Unit: Unassigned

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 CFR §1.121, please substitute for original claims 3 and 6 the following rewritten versions of the same claims, as amended. The changes are shown explicitly in the attached "Version with Markings to Show Changes Made."

**IN THE CLAIMS:**

3. (Amended) A method for controlling a transmission capacity as claimed in claim 1, wherein:

said permissible transmission capacity is periodically updated.

6. (Amended) A mobile communication system as claimed in claim 4, wherein:

said radio base station measures periodically said transmission speed to determine said permissible transmission capacity, and transmits said transmission capacity demanding signal as occasion demands.

Please add the following new claims.

7. (New) A method for controlling a transmission capacity as claimed

in claim 2, wherein:

said permissible transmission capacity is periodically updated.

8. (New) A mobile communication system as claimed in claim 5,

wherein:

said radio base station measures periodically said transmission speed to determine said permissible transmission capacity, and transmits said transmission capacity demanding signal as occasion demands.

**REMARKS**

Applicant respectfully request that the foregoing amendments to Claims 3 and 6 and new Claims 7 and 8 be entered in order to avoid this application incurring a surcharge for the presence of one or more multiple dependent claims.

Respectfully submitted,

By



Handwritten signature of David A. Blumenthal, with the initials "DA B" and "4/15/01" written below it.

Date June 12, 2001

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

3. (Amended) A method for controlling a transmission capacity as claimed in claim 1 [or 2], wherein:

said permissible transmission capacity is periodically updated.

6. (Amended) A mobile communication system as claimed in claim 4 [or 5], wherein:

said radio base station measures periodically said transmission speed to determine said permissible transmission capacity, and transmits said transmission capacity demanding signal as occasion demands.